

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**December 10, 2003**

DIVISION ONE

B166918 People (Not for Publication)  
v.  
Larry Taylor

The judgment is affirmed.

Mallano, J.

We concur: Spencer, P.J.  
Vogel (Miriam A.), J.

B164541 People (Not for Publication)  
v.  
Mahurien

Mahurien's sentence is modified to reflect that the sentence imposed on count 3 (misdemeanor resisting a peace officer in violation of section 148, subdivision (a)(1)), is stayed; as modified, the judgment is affirmed, and the cause is remanded to the trial court with directions to issue a corrected abstract of judgment.

Vogel (Miriam A.), J.

We concur: Spencer, P.J.  
Mallano, J.

DIVISION THREE

Court convened at 9:30 a.m.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Valorie Gray, Deputy Clerk.

Each of the following:

B163266 People v. Vance  
B163991 Zakheim v. Express Media Group, et al.  
B161323 Sanders v. Roe, et al.  
B162083 People v. Jackson  
B165971 People v. O'Brien  
B166767 People v. Jarvis T.  
B166954 People v. Selvin M.

Argument waived, cause submitted.

B163218      Union Bank of California  
                 v.  
                 Williams, et al.

Merits:  
Argued by Sandra M. Robertson for appellant. No appearance by the respondent. Cause submitted.

B163742      Hamm  
                 v.  
                 Albertson's, Inc., et al.

Merits:  
Argued by Anthony Stuart for appellant and by Gayle D. Perlo for respondents. Cause submitted.

B163067      Lucas, LLC., et al.  
                 v.  
                 Spielman

Merits:

December 10, 2003 (Continued)

Argued by William Parker Warden for appellant and by Ira Benjamin Katz for respondents. Cause submitted.

DIVISION THREE (Continued)

B163789     People  
              v.  
              Estrada

Merits:

Argued by Tina L. Rippey for appellant and by Michael J. Wise, deputy attorney general for respondent. Cause submitted.

Court recessed at 10:22 a.m.

Court reconvened at 1:30 p.m.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Valorie Gray, Deputy Clerk.

B163467     People  
              v.  
              Castro

Merits:

Argued by Allen G. Weinberg for appellant and by Deborah J. Chuang, deputy attorney general for respondent. Cause submitted.

B162812     People  
              v.  
              Hudson

Merits:

Argued by Jeffrey Allen Needelman for appellant and by Yun Lee, deputy attorney general for respondent. Cause submitted.

December 10, 2003 (Continued)

### DIVISION THREE (Continued)

B170305      Saeta  
v.  
Superior Court, Los Angeles County  
(Dent, r.p.i.)

Merits:

Argued by Marc V. Allaria for petitioner and by Paul M. Mahoney for real party in interest. Cause submitted.

Court adjourned at 2:34 p.m.

B168818 People (Not for Publication)  
v.  
Torres

The order granting deferred entry of judgment is affirmed.

Klein, P.J.

We concur:   Kitching, J.  
                      Aldrich, J.

DIVISION FIVE

B165938      Los Angeles County, D.C.S.      (Not for Publication)  
v.  
Thomas S.,  
In re John S.

The judgment is affirmed.

Grignon, Acting P.J.

We concur:   Armstrong, J.  
                      Mosk, J.

DIVISION FIVE (Continued)

B167577      Los Angeles County, D.C.S.      (Not for Publication)

v.  
Jennifer O.,  
Joshua O.

The judgment is affirmed.

Grignon, J.

We concur:   Turner, P.J.  
                     Armstrong, J.

B165578      People      (Not for Publication)

v.  
Ronald Martinez

The judgment is affirmed.

Grignon, J.

We concur:   Turner, P.J.  
                     Mosk, J.

DIVISION SIX

Court convened at 9:00 A.M.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J. and G. Bents, Senior Deputy Clerk.

B164775      J.P. Oil Co. Inc. v. Dept. of Conservation

Matter ordered off calendar.

B167959      Marriage  
                     of  
                     Russell

Merits:  
Argued by John P. Brown for appellant and argument previously waived by  
respondent. Cause submitted.

DIVISION SIX (Continued)

B165218 Tremper  
v.  
Quinones

Merits:

Argued by John F. Hodges for appellants and argument previously waived by respondent. Cause submitted.

B164440 Marriage  
of  
Deleonardis

Merits:

Argued by Jeanne F. McNair for respondent. Argument previously waived by appellant. Cause submitted.

B163380 Berti  
v.  
Levy

Merits:

Argued by Pauline Maxwell for appellants Levy et al., by Christoph T. Nettesheim for appellant Santa Barbara Beach Properties and by Timothy J. Trager for respondents. Cause submitted.

Yegan, J. left the bench.

B162920 Ocean View Homeowners' Assoc.  
v.  
Montecito Water Dist.

Merits:

Argued by Herb Fox for appellant and by David K. Hughes for respondent. Cause submitted.

Court recessed at 10:30 A.M.

DIVISION SIX (Continued)

Court reconvened at 10:45 A.M.

Present: Gilbert, P.J., Coffee, J., Perren, J. and G. Bents, Senior Deputy Clerk.

B164886      Urban Creeks Council, Inc.  
                  v.  
                  City of Santa Barbara

Merits:

Argued by Andrea Moore Marcus for appellant; by Stephen P. Wiley, Assistant City Attorney, for respondents City of Santa Barbara; and by Craig S. Granet for respondents Grubb, et al. Cause submitted.

B156021      Starkey  
                  v.  
                  Covenant Care, Inc.

Merits:

Argued by Steven C. Wilhelm for appellant / cross-respondent; by Andrew K. Whitman for respondents Covenant Care, Inc. et al.; and by Keith Fink for respondent / cross-appellant Torok. Cause submitted.

Court recessed at 12:40 P.M.

Court reconvened at 1:30 P.M.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J. and G. Bents, Deputy Clerk.

B167340      Child Protective Services v. April C.

Argument waived, cause submitted.

DIVISION SIX (Continued)

B166414     People  
              v.  
              Seneca Ins. Co.

Merits:  
Argued by William A. Waters, Assistant County Counsel, for respondent.  
Argument previously waived by appellant. Cause submitted.

B170228     Larry G. and Leilani L.  
              v.  
              Ventura County Superior Court  
              (Human Services Agency, r.p.i.)

Appearances:  
Robert R. Garcia for petitioner Leilani L.; by Richard C. Gilman for  
petitioner Larry G.; and by Patricia McCourt, Assistant County Counsel,  
for real party in interest. Presentation waived, cause submitted.

B166830     Human Resources Agency  
              v.  
              Luis C. and Cindy C.

Merits:  
Argued by Gabriele Mezger-Lashly for appellant Luis C., by Maureen  
Keaney for appellant Cindy C., and by Oliver G. Hess, Assistant County  
Counsel for respondent. Cause submitted.

B166996     Riley  
              v.  
              Ventura County

Merits:  
Argued by Patrick G. Cherry for appellant and argument previously waived  
by respondent. Cause submitted.



DIVISION SIX (Continued)

B167150 Robinson  
v.  
Squaw Valley Ski Corp.

Merits:  
Argued by Amanda L. McClintock for appellants and by Joseph P. Collins  
for respondent. Cause submitted.

Yegan, J. left the bench.

B168108 Brown  
v.  
Ventura Co. Dept of Child Support Services  
Solace

Merits:  
Argued by Greg W. Jones for appellant and by Hilary Gail Shankin for  
respondent Solace. Argument previously waived by respondent Ventura  
Co. Dept. of Child Support Services. Cause submitted.

Court adjourned at 2:50 P.M.

DIVISION SEVEN

B170299 Faye N. (Not for Publication)  
v.  
Superior Court, Los Angeles County  
(Department of Children and Family Services, r.p.i.)

The petition is denied on the merits.

Zelon, J.

We concur: Perluss, P.J.  
Johnson, J.

December 10, 2003 (Continued)

DIVISION SEVEN (Continued)

B163942 People (Not for Publication)  
v.  
Magana

The judgment is affirmed.

Woods, J.

We concur: Perluss, P.J.  
Zelon, J.

B164191      Sanders      (Not for Publication)  
v.  
Otero

The judgment is affirmed.

Woods, J.

We concur:   Perluss, P.J.  
                      Johnson, J.

B159398 People (Not for Publication)  
v.  
Cole

The judgment is affirmed.

Woods, J.

We concur:   Johnson, Acting P.J.  
                      Zelon, J.

DIVISION SEVEN (Continued)

B163437      Parvizian                      (Not for Publication)  
                 v.  
                 Jewett

The judgment is reversed and this matter is remanded to the trial court for further proceedings. On remand the trial court is directed to vacate its order sustaining the demurrer and to enter a new and different order overruling the demurrer. Appellant is entitled to costs on appeal.

Woods, J.

We concur:   Perluss, P.J.  
                     Zelon, J.